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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,
Plaintiff,

v.

JOSEPH J. PUGLIESE,
Defendant.

No.: CR 10-268 (MHP)

STIPULATION AND ~~PROPOSED~~ ORDER
EXCLUDING TIME UNDER SPEEDY TRIAL
ACT FROM JULY 12, 2010 TO AUGUST 2,
2010

The parties appeared before the Honorable Marilyn H. Patel on July 12, 2010.
With the agreement of counsel for both parties, the Court finds and holds as follows:

1. The government has produced discovery and the parties have engaged in
meaningful plea discussions relating to a disposition that will address the charges
currently pending in this Court.

2. The parties agree to an exclusion of time under the Speedy Trial Act from July

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12, 2010 to August 2, 2010, in light of the need for defense counsel to review the discovery material. Failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

3. Given these circumstances, the Court finds that the ends of justice served by excluding the period from July 12, 2010 to August 2, 2010 outweigh the best interest of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A). Accordingly, and with the consent of the defendant, the period from July 12, 2010 to August 2, 2010 shall be excluded from Speedy Trial Act calculations under 18 U.S.C. §§ 3161(h)(8)(A) and (B)(iv).

4. The parties anticipate that the defendant will enter a change of plea on the next court appearance on August 2, 2010.

IT IS SO STIPULATED.

DATED: July 12, 2010

/s/
JEFFREY RABKIN
Assistant United States Attorney

DATED: July 12, 2010

/s/
M. GERALD SCHWARTZBACH, ESQ.
Attorney for Defendant

IT IS SO ORDERED.

DATED: July 13, 2010

